

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works	(2) MEETING DATE 10/16/2012	(3) CONTACT/PHONE Dale Ramey, Project Manager (805) 788-2931	
(4) SUBJECT Request to approve the "Freeway Maintenance Agreement with County of San Luis Obispo" and Amendment No. 5 to "Agreement of Sharing Costs of Electrical Facilities on State Highway" with Department of Transportation (Caltrans) for the Willow Road Extension Phase II & US Highway 101 Interchange Project, Nipomo, CA, Contract No. 300129/300142, Federal Project No. FHWA Q101(189). District 4.			
(5) RECOMMENDED ACTION It is our recommendation that your Honorable Board: 1. Approve and authorize the Chairperson to sign the attached Freeway Maintenance Agreement with Caltrans; and 2. Approve and authorize the Chairperson to sign the attached Amendment No. 5 to the Agreement of Sharing Costs of Electrical Facilities on State Highways with Caltrans.			
(6) FUNDING SOURCE(S) Roads Fund	(7) CURRENT YEAR FINANCIAL IMPACT \$6,000.00	(8) ANNUAL FINANCIAL IMPACT \$0.00	(9) BUDGETED? Yes
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Board Business (Time Est. _____)			
(11) EXECUTED DOCUMENTS <input type="checkbox"/> Resolutions <input checked="" type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP Attached	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input checked="" type="checkbox"/> N/A Date	
(17) ADMINISTRATIVE OFFICE REVIEW <i>Nikki J. Schmidt</i>			
(18) SUPERVISOR DISTRICT(S) District 4 -			

Reference: 12OCT16-C-5

County of San Luis Obispo



TO: Board of Supervisors
FROM: Public Works
Dale Ramey, Project Manager
VIA: Dave Flynn, Deputy Director of Public Works
DATE: 10/16/2012

SUBJECT: Request to approve the "Freeway Maintenance Agreement with County of San Luis Obispo" and Amendment No. 5 to "Agreement of Sharing Costs of Electrical Facilities on State Highway" with Department of Transportation (Caltrans) for the Willow Road Extension Phase II & US Highway 101 Interchange Project, Nipomo, CA, Contract No. 300129/300142, Federal Project No. FHWA Q101(189). District 4.

RECOMMENDATION

It is our recommendation that your Honorable Board:

1. Approve and authorize the Chairperson to sign the attached Freeway Maintenance Agreement with Caltrans; and
2. Approve and authorize the Chairperson to sign the attached Amendment No. 5 to the Agreement of Sharing Costs of Electrical Facilities on State Highways with Caltrans.

DISCUSSION

The extension of Willow Road and connection to US Highway 101 is a major circulation project shown in the South County General Plan over the past three decades. Construction of this east-west arterial roadway will reduce overall vehicle miles traveled on the Nipomo Mesa and relieve traffic congestion at the Tefft Street interchange, which is currently the only east-west connection across Route 101.

To conclude the project, the County will need to transfer interchange facilities to the State of California. The necessary agreements include:

- a) Freeway Maintenance Agreement; and
- b) Agreement of Sharing Costs of Electrical Facilities.

Following is a discussion of agreements and land transfer actions listed in the recommendations:

a. “Freeway Maintenance Agreement with County of San Luis Obispo”

Willow Road traverses the State Right of Way acquired by the County for the construction of the interchange with Highway 101. This agreement defines the maintenance responsibilities of the State and County. The County is responsible to maintain Willow Road, asphalt, curbs, storm drainage systems, and art work within the State Right of Way. Caltrans will maintain all other facilities and landscaping within the State right of way.

b. Amendment No. 5 to “Agreement of Sharing Costs of Electrical Facilities on State Highways” with Caltrans

The last amendment to this agreement is Amendment No. 4 and is dated July 16, 1991. Amendment No. 5 clarifies and includes all subsequent additions and deletions of lighting facilities that have been made in the intervening years and includes the Willow Road electrical facilities within the Willow Road Interchange. All of these previous changes have been approved by your Board under project specific Cooperative Agreements with Caltrans.

These actions will transfer responsibility from the operator of the new interchange to State as described in previously approved Cooperative Agreement. We expect the facility will be open for public traffic the week of October 22, 2012.

OTHER AGENCY INVOLVEMENT/IMPACT

South County Advisory Council, San Luis Obispo Council of Governments, Caltrans, State Water Resources Control Board, Agricultural Commissioner, Air Pollution Control District, State Historical Preservation Office, California Department of Fish and Game, Army Corps of Engineers, Nipomo Community Services District, Nipomo Community, AT&T, ConocoPhillips, Southern California Gas Company, and PG&E.

Caltrans will maintain and operate these facilities upon execution of these agreements.

County Counsel has reviewed and approved the agreements and resolution as to legal form and effect.

FINANCIAL CONSIDERATIONS

The “Freeway Maintenance Agreement” reserves the maintenance of Willow Road under the freeway as the County responsibility as well as the artwork within the Caltrans right of way. The “Agreement of Sharing Costs of Electrical Facilities on State Highways” lists the electrical facilities, within the Caltrans right of way, that the County will share the maintenance and electrical costs with Caltrans. Together, these costs are estimated at \$6,000. This is within the Roads Fund budgeted amount for this activity.

The right of way was purchased with South County Road Improvement Funds. There are no future costs anticipated with the right of way.

RESULTS

The immediate result of the recommended action will be the clarification of maintenance responsibilities and conveyance of property and easements to the proper organizations and the completion of this important traffic circulation improvement in South County. This, in turn, will result in a safer, more livable community.

File: Contract No. 300129/300142

c: Steve DiGratzia, Caltrans Project Manager

Reference: 12OCT16-C-5

L:\TRANS\OCT12\BOS\Willow Agreements and RW Transfer brd ltr.doc.DR:mac

ATTACHMENTS

1. Vicinity Map
2. Caltrans Maintenance Agreement
3. Amendment No. 5 of Agreement of Sharing Cost of Electrical Facilities on State Highways